

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.) Criminal No.: H-18-CR-00339
)
 CLINT CARR and FRASIEL HUGHEY,)
)
 Defendants.)

DEFENDANT CARR'S THIRD AMENDED PRETRIAL EXHIBIT LIST

Defendant Clint Carr ("Carr"), by and through the undersigned counsel, notifies the Court that he may seek to introduce some or all of the following exhibits as evidence at trial depending on (1) the Government's presentation of its case at trial and (2) the Court's rulings on Government exhibits to which Carr is objecting. Accordingly, Carr is not moving for admission of any of the following exhibits at this time.

NO	DESCRIPTION	OFFER	OBJ	DATE	
				ADMIT	N/ADM
1.	CC Pharmacy, LLC Business Plan, dated February 2016 <i>business plan</i> DOJ CCPHARMACY-0063250	✓	✓	3/2/22	
2.	DEA 6 – Interview of Dustin Curry, dated March 27, 2019 DOJ CCPHARMACY-0070966				
3.	DEA 6 – Interview of Adam Long, dated November 29, 2017 [August 2, 2018 Production; Discovery USB 1]				
4.	DEA 6 – Interview of Craig Alcorn, dated May 22, 2018 DOJ CCPHARMACY-0012233				
5.	DEA 6 – Interview of Jeremy Newberry, dated August 17, 2017 DOJ CCPHARMACY-0012252				
6.	CCP2 Power of Attorney for DEA Forms 222				

	FILTER-CCRXPHERICAL-0000000041				
7.	Carr-Curry text messages dated 10/10/14 (GEX 702) DOJ_CCPHARMACY-0072659	✓		3/2/22	
8.	Carr-Curry text messages dated 1/13/16 (GEX 708) DOJ_CCPHARMACY-0073774 [Withdrawn]				
9.	Carr-Curry text messages dated 5/14/16 (GEX 714) DOJ_CCPHARMACY-0074104 [Withdrawn]				
10.	Carr-Curry text messages dated 5/11/16 (GEX 716) DOJ_CCPHARMACY-0074129				
11.	Carr-Curry text messages dated 5/12/16 (GEX 717) DOJ_CCPHARMACY-0074135				
12.	Carr-Curry text messages dated 5/19/16 (GEX 718) DOJ_CCPHARMACY-0074164 [Withdrawn]				
13.	Carr-Curry text messages dated 5/23/16 (GEX 719) DOJ_CCPHARMACY-0074171 [Withdrawn]				
14.	July 11, 2017 email between Sanchez, Long and Newberry re Daily Shipment Report [August 2, 2018 Production; Discovery USB 1]				
15.	July 14, 2017 email between Carr, Sanchez, Newberry, Curry and Long re Houston Trip DOJ_CCPHARMACY-0007735	✓		3/1/22	
16.	August 15, 2017 email between Sanchez, Carr, Curry, Long and Newberry re Resignation DOJ_CCPHARMACY-0007737	✓		11	
17.	DEA 6 – Proffer Interview of Dustin Curry, dated May 9, 2019 DOJ_CCPHARMACY-0070977				
18.	Carr-Curry text messages, DATED October 7, 2014 (Reduced to pgs. 23-24) DOJ_CCPHARMACY-0072656				
19.	Carr-Curry text messages, dated February 10, 2015				

	(Pg. 94) DOJ_CCPHARMACY-0072727				
20.	Carr-Curry text messages, dated February 13, 2015 (Pg. 108) DOJ_CCPHARMACY-0072741				
21.	Carr-Curry text messages, dated March 13, 2015 (Pg. 168-169) DOJ_CCPHARMACY-0072801				
22.	Carr-Curry text messages, dated April 22, 2016 (GEX 713) DOJ_CCPHARMACY-0074071				
23.	Carr-Curry text messages, dated August 4, 2016 (Pg. 1850-1851) DOJ_CCPHARMACY-0074484	✓		3/3/22	
24.	Carr-Curry text messages, dated April 10, 2015 DOJ_CCPHARMACY-0076573				
25.	Nevada Ch. 639 – Pharmacists and Pharmacy [https://www.leg.state.nv.us/nrs/NRS-639.html#NRS639Sec235]				
26.	Pharmacist's Manual, An Informational Outline of the Controlled Substances Act [https://www.deadiversion.usdoj.gov/GDP/(DEA-DC-046)(EO-DEA154) Pharmacist Manual.pdf]				
27.	Photos of CC Pharmacy interior (pickup window) taken by USDOJ 1 Page	✓		3/1/22	
28.	Texas State Board of Pharmacy website [https://www.pharmacy.texas.gov/consumer/broch4.asp]				
29.	Dustin Curry Sealed Plea Agreement DOJ_CCPHARMACY-0077314	✓		3/2/22	
30.	Email communication dated 8-16-17 from Megan Hanson to James Soto Subject: Form DEA 222 from Clint Carr at CC Pharmacy 3 dated 8-16-17 [August 2, 2018 Production; Discovery USB 1]				
31.	Email communication from Jose Sanchez to Clint Carr Re: CII Transfers dated 6-22-17 [August 2, 2018 Production; Discovery USB 1]				
32.	DV Medical Advertisement Flyer for				

	Controlled Substances Fall 2016 and New Account Paperwork DOJ CCPHARMACY-0055571				
33.	Email to Clint from Dustin DOJ CCPHARMACY-0007720				
34.	<i>Intentionally Omitted</i>				
35.	Email communication from Jeffrey Pitts to Clint Carr Subject Pharmacy start up dated 1-31-17 DOJ CCPHARMACY-0079030 [Withdrawn]				
36.	Email communication from Merideth Leighty to Eric Guelzow Re: CC Pharmacies DOJ CCPHARMACY-0071731				
37.	Hughey Check \$3670 dated 11-28-17 DOJ CCPHARMACY-0012571				
38.	Pharmacy Reference Library FILTER-CCRxDIGITAL-0000022211				
39.	Limited Power of Attorney of Clint Carr to Dustin Curry FILTER-CCRxDIGITAL- 0000000043				
40.	Auburn Compliance Questionnaire and Letter from Crystal Payne dated 7-6-16 DOJ CCPHARMACY-0054591				
41.	Albertsons Companies Buy Out Letter dated 7-28-17 DOJ CCPHARMACY-0055965				
42.	Company Agreement of CC Pharmacy, LLC FILTER-CCRxDIGITAL-0000022202				
43.	CC Pharmacy 2 Balance Sheet as of 12-31-16 DOJ CCPHARMACY-0053054				
44.	CC Pharmacy Profit and Loss January-February 2017 FILTER-CCRxDIGITAL-0000021988				
45.	Franchise Tax Account Status Registration date 11-22-2016 FILTER-CCRxDIGITAL-0000022199				
46.	CC Pharmacy 2 TSBP Application FILTER-CCRxDIGITAL-0000022217				
47.	CC Pharmacy 3 TSBP Application FILTER-CCRxDIGITAL-0000022200				
48.	Drug inventory of Non-controls DOJ CCPHARMACY-0064186				

49.	Three checks to US Marshall Service dated 11-30-17 DOJ CCPHARMACY-0012573				
50.	Two Checks to US Marshall Service 11-30-17 DOJ CCPHARMACY-0012574				
51.	Letter to From Dr. Warfield's Manager, Nicole Price dated 7-28-17 DOJ CCPHARMACY-0007757				
52.	Messages between Dustin Curry and Clint Carr, dated 7-5-16 [GEX727] DOJ CCPHARMACY-0074375				
53.	Email Communication from Jose Sanchez to Martin Ramirez Subject: Summary dated 6-29-17 [August 2, 2018 Production; Discovery USB 1]				
54.	Clint Carr, Chelsea Carr 1040, 2015 DOJ CCPHARMACY-0052794				
55.	Letter from Jayesh P. Ojha CPA to Clint Carr dated 3-21-17 DOJ CCPHARMACY-0052859				
56.	C&C Pharmacy 1065, 2016 DOJ CCPHARMACY-0052875				
57.	Letter from Jayesh P. Ojha CPA to Client dated 2-1-18 DOJ CCPHARMACY-0052891				
58.	Letter from Jay Ojha ref: Clint and Chelsea Carr mortgage 4-4-17 DOJ CCPHARMACY-0052951				
59.	Letter from Jay Ojha CPA to Client dated 3-29-17 FILTER-CCRxDIGITAL-0000022277				
60.	CC Pharmacy 3 Letter from Texas Comptroller of Public Accounts dated 12-9-16 FILTER-CCRxDIGITAL-0000022195				
61.	CC Pharmacy 3 Letter from IRS Assigning EIN Number dated 11-14-16 DOJ CCPHARMACY-0053686				
62.	Resume of Jose A. Sanchez FILTER-CCRxDIGITAL-0000083737				
63.	June 7, 2017 email re CC Pharmacy FILTER-CCRxDIGITAL-0000109564				
64.	Jose Sanchez Employment Agreement FILTER-CCRxDIGITAL-0000083501				

65.	CC Pharmacy POA - DEA From 222 FILTER-CCRxDIGITAL-0000024298				
66.	July 12, 2017 email re Fw CII Transfers [August 2, 2018 Production; Discovery USB 1]				
67.	July 12, 2017 email re Fw POA [August 2, 2018 Production; Discovery USB 1]				
68.	CC Pharmacy 2 PoA FILTER-CCRxDIGITAL-0000083514	✓		3/3/22	
69.	CC Pharmacy PoA FILTER-CCRXPHYSICAL-0000000040				
70.	July 12, 2017 email re Fw Shipment [August 2, 2018 Production; Discovery USB 1]				
71.	July 12, 2017 email re Fw Update [August 2, 2018 Production; Discovery USB 1]				
72.	July 12, 2017 email re Fw CC Pharmacy 2 Reports [August 2, 2018 Production; Discovery USB 1]				
73.	July 12, 2017 email re Fw Controlled Drug Inventory [August 2, 2018 Production; Discovery USB 1]				
74.	July 12, 2017 email re Fw Daily Facility Shipment [August 2, 2018 Production; Discovery USB 1]				
75.	July 12, 2017 email re Fw Facility Shipment Report 7/7/17 [August 2, 2018 Production; Discovery USB 1]				
76.	July 12, 2017 email re Fw Daily Script Inventory [August 2, 2018 Production; Discovery USB 1]				
77.	July 12, 2017 email re Fw Weekly Drug Transfer Shipment [August 2, 2018 Production; Discovery USB 1]				
78.	July 12, 2017 email re Fw Controlled Drug Inventory (1) [August 2, 2018 Production; Discovery USB 1]				

79.	July 12, 2017 email re Fw Daily Script Inventory, Controlled Drug Inventory [August 2, 2018 Production; Discovery USB 1]				
80.	July 12, 2017 email re Fw Today [August 2, 2018 Production; Discovery USB 1]				
81.	July 12, 2017 re Fw Controlled Drug Inventory [August 2, 2018 Production; Discovery USB 1]				
82.	July 12, 2017 email re Fw Daily Shipment Report [August 2, 2018 Production; Discovery USB 1]				
83.	July 12, 2017 email re Fw 7/12/17 [August 2, 2018 Production; Discovery USB 1]				
84.	July 12, 2017 email re Fw Controlled Inventory Facility Shipment 7/12/17 [August 2, 2018 Production; Discovery USB 1]				
85.	July 12, 2017 email re Emails [August 2, 2018 Production; Discovery USB 1]				
86.	July 13, 2017 email re Script Inventory [August 2, 2018 Production; Discovery USB 1]				
87.	August 8, 2017 email re Fwd Facility Shipment Report 8/8/17 [August 2, 2018 Production; Discovery USB 1]				
88.	August 15, 2017 email re Resignation [August 2, 2018 Production; Discovery USB 1]				
89.	August 21, 2017 email re Controlled Substance Inventory [August 2, 2018 Production; Discovery USB 1]				
90.	June 22, 2017 email between Sanchez, Carr and Curry re CII Transfers DOJ_CCPHARMACY-0006653				
91.	August 15 th email from Carr to Sanchez, Long, Curry and Newberry DOJ_CCPHARMACY-0007711				

92.	August 16 th email from Sanchez to Carr, Long, Curry and Newberry DOJ CCPHARMACY-0007714				
93.	August 17 th email from Carr to Sanchez, Curry and Long DOJ CCPHARMACY-0007717				
94.	July 12, 2017 email re 7/12/17 DOJ CCPHARMACY-0007723				
95.	July 6, 2017 email re CC Pharmacy 2 Reports DOJ CCPHARMACY-0007725				
96.	July 26, 2017 email re Controlled Drug Inventory DOJ CCPHARMACY-0007728				
97.	July 14, 2017 email re Houston Trip DOJ CCPHARMACY-0007735				
98.	July 77, 2017 re Daily Shipment Report DOJ CCPHARMACY-0007732				
99.	August 2, 2017 email re Floor Install DOJ CCPHARMACY-0007734				
100.	August 15, 2017 email re Resignation DOJ CCPHARMACY-0007737	✓	✓	3/3/22	
101.	June 29, 2017 email re Shipment DOJ CCPHARMACY-0007739				
102.	July 5, 2017 email re Update DOJ CCPHARMACY-0007736				
103.	July 11, 2017 email re Today DOJ CCPHARMACY-0007741				
104.	December 7, 2016 email re CC Pharmacy Houston Order DOJ CCPHARMACY-0012496				
105.	April 25, 2017 email re CCRX2 Login DOJ CCPHARMACY-0012508				
106.	April 11, 2017 email re CC Pharmacy and CC Pharmacy 2 DOJ CCPHARMACY-0012497				
107.	April 20, 2017 email re CCRX2 PIC DOJ CCPHARMACY-0012499				
108.	April 24, 2017 email re CCRX1DUR DOJ CCPHARMACY-0012506				
109.	May 4, 2016 email re New pharmacy applicant (Dustin Curry) DOJ CCPHARMACY-0012511				
110.	May 4, 2016 email re new pharmacy – dustin curry – pics cont. DOJ CCPHARMACY-0012519				

111.	May 4, 2016 email re new application DOJ CCPHARMACY-0012514				
112.	May 4, 2016 email re new pharmacy applicant – Dustin Curry - pics DOJ CCPHARMACY-0012522				
113.	September 14, 2016 email re Licenses DOJ CCPHARMACY-0012531				
114.	May 11, 2016 email re Online Access DOJ CCPHARMACY-0012530				
115.	May 4, 2016 email re New Application DOJ CCPHARMACY-0012525				
116.	September 30, 2016 email re cc pharmacy: Application DOJ CCPHARMACY-0012536				
117.	September 19, 2017 email re DUR Request DOJ CCPHARMACY-0012532				
118.	October 20, 2016 email re CC Pharmacy 10/20/16 DOJ CCPHARMACY-0012540				
119.	October 4, 2016 email re cc pharmacy new location; PIC ID and License DOJ CCPHARMACY-0012538				
120.	September 28, 2016 email re Dustin from CC pharmacy: DV Medical Supply (New Customer Application) DOJ CCPHARMACY-0012535				
121.	November 1, 2016 email re CCRX Credit Card Issue DOJ CCPHARMACY-0012542				
122.	December 5, 2016 email re CCRX#2 12/5/16 Order DOJ CCPHARMACY-0012543				
123.	December 7, 2016 email re CC Pharmacy Houston DOJ CCPHARMACY-0012545				
124.	April 26, 2017 email re Call DOJ CCPHARMACY-0012546				
125.	October 3, 2017 email re CC Pharmacy 10/3/17 Order DOJ CCPHARMACY-0012548				
126.	December 5, 2016 email re CCRX#1 12/5/16 Revised Order DOJ CCPHARMACY-0012544				
127.	April 24, 2017 email re Dustin from cc pharmacy 1 & 2 DOJ CCPHARMACY-012553				

128.	July 11, 2016 email re Tracking DOJ CCPHARMACY-0012549				
129.	April 26, 2017 email to Curry from DV Medical Supply DOJ CCPHARMACY-0012552				
130.	November 6, 2017 email re Curry Taxes DOJ CCPHARMACY-0053204				
131.	June 7, 2017 email re CC Pharmacy FILTER-CCRxDIGITAL-0000050131				
132.	April 19, 2016 email re Dad DOJ CCPHARMACY-0068764				
133.	September 22, 2017 email re FW: CC Pharmacy2 DOJ CCPHARMACY-0071734				
134.	September 22, 2017 email re FW: CC Pharmacy DOJ CCPHARMACY-0071747				
135.	October 12, 2017 email re CCRX 10/3/17 DOJ CCPHARMACY-0072149				
136.	October 23, 2017 email re CRX 10/3/17 DOJ CCPHARMACY-0072152				
137.	Barnes messages DOJ CCPHARMACY-0076572				
138.	GEX 118 Email from Dustin Curry to Clint Carr copied dated 5-31-2016 DOJ CCRxDIGITAL-0000357587				
139.	DEA 6 - Interview of Dr. Ibrahim F. Ibrahim, dated October 18, 2017 [No Bates]				
140.	DEA 6 - Interview of Dr. Austin Oscar Williams, MD, dated October 23, 2017 DOJ CCPHARMACY-0011827				
141.	DEA 6 - Hassan Barnes Proffer Interview, dated April 4, 2019 DOJ CCPHARMACY-0070972				
142.	DEA 6 - Clint Carr Proffer Interview, dated July 6, 2019 DOJ CCPHARMACY-0070960				
143.	DEA 6 - Telephonic Interview of Megan Hanson, dated August 17, 2017 DOJ CCPHARMACY-0070720				
144.	DEA 6 - Proffer Interview of Lisa Jones, July 20, 2018 DOJ CCPHARMACY-0053759				
145.	DEA 6 - Interview of Dr. Ifran I. Wadiwala, dated September 18, 2018				

	DOJ CCPHARMACY-0053754				
146.	DEA 6 - Interview of Frasiel Hughey, dated November 15, 2017 DOJ CCPHARMACY-0011830				
147.	DEA 6 - Telephonic Interview of Jeremy Newberry, dated August 22, 2017 DOJ CCPHARMACY-0012308				
148.	DEA 6 - Interview of Adam Long, dated November 22, 2017 [No Bates]				
149.	DEA 6 - Proffer Interview of Adam Long, dated May 2, 2018 DOJ CCPHARMACY-0012264				
150.	DEA 6 - Interview of Jeremy Newberry, dated August 15, 2017 and August 17, 2017 DOJ CCPHARMACY-0012252				
151.	DEA 6 - Interview of Megan Elizabeth Hanson, dated September 6, 2017 DOJ CCPHARMACY0012259				
152.	Letter from Don Lewis dated October 19, 2017 FILTER-CCRXPHERICAL-000000056				
153.	DEA 6 - Interview of Dustin Curry dated December 28, 2021 DOJ CCPHARMACY-0079054				
154.	DEA 6 - Interview of Jeremy Newberry dated January 6, 2022 DOJ CCPHARMACY-0079064				
155.	DEA 6 - Interview of Jose Sanchez on January 19, 2022 DOJ CCPHARMACY-0079067				
156.	DEA 6 - Interview of Jose Sanchez on January 12, 2022 DOJ CCPHARMACY-0079071				
157.	DEA 6 - Proffer Interview of Adam Long dated January 7, 2022 DOJ CCPHARMACY-0079072				
158.	DEA 6 - Proffer Interview of Adam Long dated January 17, 2022 DOJ CCPHARMACY-0079074				
159.	DEA 6 - Proffer Interview of Dustin Curry dated January 13, 2022 DOJ CCPHARMACY-0079075				
160.	DEA 6 - Proffer Interview of Dustin Curry dated December 17, 2021				

	DOJ CCPHARMACY-0079076				
161.	DEA 6 – Proffer Interview of Hassan Barnes dated January 20, 2022 DOJ CCPHARMACY-0079085				
162.	DEA 6 – Proffer Interview of Lisa Jones dated January 5, 2022 DOJ CCPHARMACY-0079086				
163.	Bravenec Lab Reports LIMS DOJ CCPHARMACY-0079089				
164.	Recorded Call from August 11, 2017 Between Jose Sanchez and Hassan Barnes (GEX 513)				
165.	The PHARMA Compliance Group (Auburn) Retail Pharmacy On-Site Questionnaire dated 3-21-2017 DOJ CCPHARMACY-0012438				
166.	The PHARMA Compliance Group Compliance Evaluation Report dated 3-21-2017 DOJ CCPHARMACY-0012554				
167.	Adam Long Plea Agreement DOJ CCPHARMACY-0072507				
168.	Hassan Barnes Plea Agreement [No Bates]				
169.	Lisa Jones Plea Agreement DOJ CCPHARMACY-0072535				
170.	Adam Long Proffer Agreement [No Bates]				
171.	Lisa Jones Proffer Agreement [No Bates]				
172.	Hassan Barnes Proffer Agreement [No Bates]				

173 Text Message between Ginn and Curry 10/12/16

✓

3/7/22

Respectfully submitted,

GREGOR | WYNNE | ARNEY, PLLC

By: /s/ Michael J. Wynne

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COUNSEL FOR DEFENDANT CLINT CARR

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document was served upon counsel of record on this 1st day of March 2022.

By: /s/ John Kinchen

John Kinchen